IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1078 OF 2005
IN
WRIT PETITION NO.3241 of 1993

Vijay Bhimson Rekhi thr.
Power of Attorney holder Bhimson
Gurumukhdas Rekhi .. Applicants

versus

1. Charity Commissioner, Mumbai
& ors .. Respondents

Mr.Ashutosh Oak i.b Mr.R.S.Apte for Applicants

CORAM : S.B.MHASE AND
D.G.KARNIK, JJ

DATED : 15th February, 2006

P.C.

1. Respondent no. 6 has died on 24th December, 1993. An application for bringing the heirs ion record has been filed on 19th April, 1994 i.e. after lapse of 10 years. No satisfactory reason explaining the delay is given. The allegation that the applicants were not aware of the death does not obviously appear to be correct because, the certified copy of the death certificate annexed to the Civil Application was obtained on 14th January, 1994 itself. Furthermore, office

itself had noted the death in the office report in March, 2003.

2. In the circumstances, Civil Application is rejected.

(D.G. KARNIK, J) **(S.B.MHASE, J)**